

Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes).

By: J. Neely

S.B. No. 665

A BILL TO BE ENTITLED

AN ACT

relating to the collection of fees for boiler inspections *and the insurance of Certificates of Operation; amending Sections 5 and 11,*
BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 5, Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes), is amended to read as follows:

"Section 5. Every insurance company authorized to insure and inspect boilers in this State shall, within thirty (30) days after a certificate inspection file a report with the Commissioner stating the condition of the boiler. The report shall also include the location of the boiler, date inspected, and the name of the inspector.

"Any boiler inspected by an authorized inspector shall be exempt from other inspections and inspection fees under the provisions of this Act; provided nothing in this Section shall prevent the Commissioner from authorizing the inspection of any boiler at any reasonable time when, in the opinion of the Commissioner, such boiler may be in an unsafe condition. The Commissioner shall contact the insurance company carrying insurance on the boiler and request the authorized inspector to participate with the Chief Inspector or Deputy Inspector to jointly inspect the boiler, within twenty (20) days. No additional charge shall be made for this inspection. 1/2

"The Commissioner is authorized to issue a Certificate of

Replaced by House substitute

S.B. No. 665

1 Operation to the owner or user of all boilers subject to inspection
2 under this Act. [~~The--owner--or--user--shall--remit--to--the--Texas~~
3 ~~Department--of--Labor--and--Standards--the--sum--of--Five--Dollars--(\$5)--for~~
4 ~~each--Certificate--of--Operation--to--be--issued--This--fee--is--included~~
5 ~~in--the--internal--and--external--inspection--fee--authorized--in--Section~~
6 ~~11--of--this--Act.~~]

7 " Every insurance company shall notify the Commissioner in
8 writing of the cancellation or expiration of every policy of
9 insurance issued by it with reference to boilers in this State,
10 ~~[within--twenty--(20)--days]~~ after the expiration or cancellation of
11 said policy, giving the cause or reason for such cancellation or
12 expiration. Such notice of cancellation or expiration shall show
13 the date of the policy and the date when the cancellation or
14 expiration has or will become effective. "

15 SECTION 2. Section 11, Chapter 436, Acts of the 45th
16 Legislature, Regular Session, 1937, as amended (Article 5221c,
17 Vernon's Texas Civil Statutes), is amended to read as follows:

18 " ~~Sec. 11.~~ ^{Section} 11. (a) The Commissioner may fix and collect fees for the
19 inspection of boilers and the issuance of Certificates of
20 Operation.

21 " Such fees must be paid by the owner or user before the
22 issuance of a Certificate of Operation for the boiler inspected.

23 " (b) The Commissioner may fix and collect fees for
24 administering examinations as provided by this Act [~~to--insuranc~~

S.B. No. 665

1 companies¹--boiler-inspectors.¹⁰

2 ¹¹ [(c)--The--Commissioner--may--fix--and--collect--fees--for--the ¹³
3 inspection--and--certification--as--provided--by--this--Act--of--safety
4 valve-repairmen--or--manufacturers⁷].

5 ¹¹ [(d)] ¹² [(c)] With the advice of the Board of Boiler Rules, the
6 Commissioner shall fix the fees provided by the Act in amounts
7 that produce income sufficient to cover the expenses incurred in
8 the administration of this Act. Fees collected by the
9 Commissioner under the provisions of this Section of the Act
10 shall be paid into the state Treasury to the credit of the
11 General Revenue Fund.

12 ¹¹ [(e)] ¹² [(d)] The Commissioner may fix and collect fees for special
13 inspections as referred to in Section 6 of this Act. Such fees,
14 travel, and per diem collected under the provisions of this ¹⁵
15 Section of the Act shall be reappropriated to the credit of the ¹²
16 Boiler Inspection Division.

17 SECTION 3. This Act takes effect September 1, 1981.

18 SECTION 4. The importance of this legislation and the
19 crowded condition of the calendars in both houses create an
20 emergency and an imperative public necessity that the
21 constitutional rule requiring bills to be read on three several
22 days in each house be suspended, and this rule is hereby suspended.

COMMITTEE REPORT FORM

Austin, Texas

March 9, 1961

Date of report to Senate

Honorable William P. Hobby
President of the Senate

Sir:

We, your Committee on Economic Development to which was referred
S B. No. 665 have had the same under consideration, and I am instructed to report it back to the Senate
with the recommendation that it do pass and be printed.

Harris

Chairman

Paper clip the original and one copy of this form to the original bill and retain one copy for your file.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 9, 1981

Honorable O. H. "Ike" Harris, Chairman
Committee on Economic Development
Senate Chamber
Austin, Texas

In Re: Senate Bill No. 665
By: Traeger

Sir:


In response to your request pursuant to Senate Rule 94, Subsection (g), this office finds the fiscal implications of Senate Bill No. 665 (relating to the collection of fees for boiler inspections) to be as follows:

The probable revenue loss from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Revenue Loss to the General Revenue Fund</u>
1982	\$275,000
1983	275,000
1984	275,000
1985	275,000
1986	275,000

Similar annual revenue losses would continue as long as the provisions of the bill are in effect.

No fiscal implication or additional cost to units of local government attributable to the bill, should it be enacted, is anticipated.


Thomas M. Keel
Director

Source: LBB Staff: TK, JH, BL

**REQUEST FOR LOCAL & UNCONTESTED CALENDAR
PLACEMENT**

Hon. Roy Blake, Chairman
Administration Committee

Sir:

Pursuant to S.R. 148, notice is hereby given that SB 665, by: Traeger,
was heard by the Committee on Economic Development on March 9, 1981
and reported out with the recommendation that it be placed on the Local and Uncontested
Calendar.


Chairman of the reporting committee

IMPORTANT: THIS FORM MUST BE ATTACHED TO A PRINTED COPY OF THE BILL
OR RESOLUTION, WHICH ALONG WITH 7 ADDITIONAL COPIES OF THE BILL OR
RESOLUTION SHOULD BE DELIVERED TO THE OFFICE OF THE COMMITTEE ON
ADMINISTRATION, ROOM G-27J. PLEASE CALL 5-1134 IF YOU HAVE ANY
QUESTIONS. **DEADLINE FOR SUBMITTING BILLS FOR THE LOCAL CALENDAR IS**
5:00 P.M. MONDAYS.

March 16 19 81 Engrossed
Betsy Spaw
Engrossing Clerk

I certify that the attached is a true and correct
copy of S.B. 665, which was
received from the Senate on 3-17-81, and
referred to the Committee on Employment
Practices
Betsy Spaw
Chief Clerk of the House

By: Traeger

S.B. No. 665

A BILL TO BE ENTITLED

AN ACT

relating to the collection of fees for boiler inspections and the
issuance of Certificates of Operation; amending Sections 5 and 11,
Chapter 436, Acts of the 45th Legislature, Regular Session, 1937,
as amended (Article 5221c, Vernon's Texas Civil Statutes).

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 5, Chapter 436, Acts of the 45th
Legislature, Regular Session, 1937, as amended (Article 5221c,
Vernon's Texas Civil Statutes), is amended to read as follows:

"Section 5. Every insurance company authorized to insure and
inspect boilers in this State shall, within thirty (30) days after
a certificate inspection file a report with the Commissioner
stating the condition of the boiler. The report shall also include
the location of the boiler, date inspected, and the name of the
inspector.

"Any boiler inspected by an authorized inspector shall be
exempt from other inspections and inspection fees under the
provisions of this Act; provided nothing in this Section shall
prevent the Commissioner from authorizing the inspection of any
boiler at any reasonable time when, in the opinion of the
Commissioner, such boiler may be in an unsafe condition. The
Commissioner shall contact the insurance company carrying insurance
on the boiler and request the authorized inspector to participate
with the Chief Inspector or Deputy Inspector to jointly inspect the
boiler, within twenty (20) days. No additional charge shall be
made for this inspection.

1 "The Commissioner is authorized to issue a Certificate of
2 Operation to the owner or user of all boilers subject to inspection
3 under this Act. [~~The--owner--or--user--shall--remit--to--the--Texas~~
4 ~~Department--of--Labor--and--Standards--the--sum--of--Five--Dollars--(\$5)--for~~
5 ~~each--Certificate--of--Operation--to--be--issued--This--fee--is--included~~
6 ~~in--the--internal--and--external--inspection--fee--authorized--in--Section~~
7 ~~11--of--this--Act--]~~

8 "Every insurance company shall notify the Commissioner in
9 writing of the cancellation or expiration of every policy of
10 insurance issued by it with reference to boilers in this State,
11 [~~within--twenty--(20)--days~~] after the expiration or cancellation of
12 said policy, giving the cause or reason for such cancellation or
13 expiration. Such notice of cancellation or expiration shall show
14 the date of the policy and the date when the cancellation or
15 expiration has or will become effective."

16 SECTION 2. Section 11, Chapter 436, Acts of the 45th
17 Legislature, Regular Session, 1937, as amended (Article 5221c,
18 Vernon's Texas Civil Statutes), is amended to read as follows:

19 "Section 11. (a) The Commissioner may fix and collect fees
20 for the inspection of boilers and the issuance of Certificates of
21 Operation.

22 "Such fees must be paid by the owner or user before the
23 issuance of a Certificate of Operation for the boiler inspected.

24 "(b) The Commissioner may fix and collect fees for
25 administering examinations as provided by this Act [~~to--insurance~~
26 ~~companies--boiler--inspectors--~~

27 "[~~(c)--The--Commissioner--may--fix--and--collect--fees--for--the~~

1 inspection-and-certification-as-provided--by--this--Act--of--safety
2 valve-repairmen-or-manufacturers].

3 "(c) [{d}] With the advice of the Board of Boiler Rules, the
4 Commissioner shall fix the fees provided by the Act in amounts that
5 produce income sufficient to cover the expenses incurred in the
6 administration of this Act. Fees collected by the Commissioner
7 under the provisions of this Section of the Act shall be paid into
8 the State Treasury to the credit of the General Revenue Fund.

9 "(d) [{e}] The Commissioner may fix and collect fees for
10 special inspections as referred to in Section 6 of this Act. Such
11 fees, travel, and per diem collected under the provisions of this
12 Section of the Act shall be reappropriated to the credit of the
13 Boiler Inspection Division."

14 SECTION 3. This Act takes effect September 1, 1981.

15 SECTION 4. The importance of this legislation and the
16 crowded condition of the calendars in both houses create an
17 emergency and an imperative public necessity that the
18 constitutional rule requiring bills to be read on three several
19 days in each house be suspended, and this rule is hereby suspended.

HOUSE COMMITTEE REPORT

1ST PRINTING

F

By Traeger
(Pierce)

S.B. No. 665

Substitute the following for S.B. No. 665:

By Criss

C.S.S.B. No. 665

A BILL TO BE ENTITLED

AN ACT

relating to the collection of fees for boiler inspections and the issuance of Certificates of Operation; amending Sections 5 and 11, Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes).

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SECTION 1. Section 5, Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes), is amended to read as follows:

"Section 5. Every insurance company authorized to insure and inspect boilers in this State shall, within thirty (30) days after a certificate inspection file a report with the Commissioner stating the condition of the boiler. The report shall also include the location of the boiler, date inspected, and the name of the inspector.

"Any boiler inspected by an authorized inspector shall be exempt from other inspections and inspection fees under the provisions of this Act; provided nothing in this Section shall prevent the Commissioner from authorizing the inspection of any boiler at any reasonable time when, in the opinion of the Commissioner, such boiler may be in an unsafe condition. The Commissioner shall contact the insurance company carrying insurance on the boiler and request the authorized inspector to participate with the Chief Inspector or Deputy Inspector to jointly inspect the

1 boiler, within twenty (20) days. No additional charge shall be
2 made for this inspection.

3 "The Commissioner is authorized to issue a Certificate of
4 Operation to the owner or user of all boilers subject to inspection
5 under this Act. The fee for the Certificate of Operation shall not
6 exceed the sum of fifteen dollars (\$15.00). [~~The owner or user~~
7 ~~shall remit to the Texas Department of Labor and Standards the sum~~
8 ~~of five dollars (\$5) for each Certificate of Operation to be~~
9 ~~issued. This fee is included in the internal and external~~
10 ~~inspection fee authorized in Section 11 of this Act.~~]

11 "Every insurance company shall notify the Commissioner in
12 writing of the cancellation or expiration of every policy of
13 insurance issued by it with reference to boilers in this State,
14 [~~within twenty (20) days~~] after the expiration or cancellation of
15 said policy, giving the cause or reason for such cancellation or
16 expiration. Such notice of cancellation or expiration shall show
17 the date of the policy and the date when the cancellation or
18 expiration has or will become effective."

19 SECTION 2. Section 11, Chapter 436, Acts of the 45th
20 Legislature, Regular Session, 1937, as amended (Article 5221c,
21 Vernon's Texas Civil Statutes), is amended to read as follows:

22 "Section 11. (a) The Commissioner may fix and collect fees
23 for the inspection of boilers and the issuance of Certificates of
24 Operation.

25 "Such fees must be paid by the owner or user before the
26 issuance of a Certificate of Operation for the boiler inspected.

27 "(b) The Commissioner may fix and collect fees for

1 administering examinations as provided by this Act [~~te--insurance~~
2 ~~companies--boiler-inspectors-~~]

3 "[~~(e)--The--Commissioner--may--fix--and--collect-fees-for-the~~
4 ~~inspection-and-certification-as-provided--by--this--Act--of--safety~~
5 ~~valve-repairmen-or-manufacturers]~~].

6 "(c) [~~(d)~~] With the advice of the Board of Boiler Rules, the
7 Commissioner shall fix the fees provided by the Act in amounts that
8 produce income sufficient to cover the expenses incurred in the
9 administration of this Act. Fees collected by the Commissioner
10 under the provisions of this Section of the Act shall be paid into
11 the State Treasury to the credit of the General Revenue Fund.

12 "(d) [~~(e)~~] The Commissioner may fix and collect fees for
13 special inspections as referred to in Section 6 of this Act. Such
14 fees, travel, and per diem collected under the provisions of this
15 Section of the Act shall be reappropriated to the credit of the
16 Boiler Inspection Division."

17 SECTION 3. This Act takes effect September 1, 1981.

18 SECTION 4. The importance of this legislation and the
19 crowded condition of the calendars in both houses create an
20 emergency and an imperative public necessity that the
21 constitutional rule requiring bills to be read on three several
22 days in each house be suspended, and this rule is hereby suspended.

COMMITTEE REPORT

The Honorable Bill Clayton
Speaker of the House of Representatives

4-14-81
(date)

Sir:

We, your COMMITTEE ON EMPLOYMENT PRACTICES, to whom was referred SB 665, have had the same under consideration and beg to report back with the recommendation that it (measure)

- () do pass, without amendment.
() do pass, with amendment(s).
(X) do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. (X) yes () no

An author's fiscal statement was requested. () yes (X) no

An actuarial analysis was requested. () yes (X) no

The Committee recommends that this measure be placed on the ~~(Consent)~~ or (Consent) Calendar.

This measure () proposes new law.
(X) amends existing law.

House Sponsor of Senate Measure Pierce

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Jackson, Ch.	✓			
Criss, V.C.	✓			
Watson, C.B.O.	✓			
Blythe, C.S/C				✓
Hinojosa				✓
Leonard	✓			
Messer	✓			
Presnal				✓
Riley	✓			

Total
6 aye
0 nay
0 present, not voting
3 absent

Lee Johnson
CHAIRMAN
Reynolds
COMMITTEE COORDINATOR

BILL ANALYSIS

Background Information

Sec. 5, Art. 5221c, Revised Civil Statutes of Texas, provides that each insurance company authorized to insure and inspect boilers within the state shall file a report of the certificate inspection with the Commissioner of the Texas Department of Labor and Standards, and further that the Commissioner is authorized to issue a Certificate of Operation to the owner or user of boilers subject to inspection under the act for a fee of \$5.00. Sec. 11, Art. 5221c, Revised Civil Statutes of Texas, provides that the Commissioner may fix and collect fees for the following purposes: (a) the inspection of boilers (b) the administration of examinations provided by this act to insurance companies' boiler inspectors (c) for inspection and certification as provided by this act for safety valve repairmen or manufacturers and (d) special inspections referred to in the act.

Purpose

The purpose of this legislation is to alter the Commissioner's authority for fee determination and collecting of fees.

Section by Section Analysis

Section 1 deletes the fixed fee of \$5.00 for each Certificate of Operation issued and sets a \$15.00 maximum.

Section 2 adds the issuance of certification of operation to the fees which the Commissioner may fix and collect, deletes the specific right to fix and collect fees for insurance company boiler inspectors and safety valve repairmen or manufacturers and gives the Commissioner the right to fix and collect fees for administering examinations as provided by this act.

Section 3 provides that the act shall take effect on September 1, 1981.

Section 4 creates an emergency.

Rulemaking Authority

This legislation confers no rulemaking authority on any state agency.

Comparison of SB 665 and CSSB 665

SB 665 as originally introduced provided that the Commissioner of the Texas Department of Labor and Standards was authorized to issue a certificate of operation to the owner or user of all boilers subject to inspection under this act.

CSSB 665 provides that the fee for such certificate of operation shall not exceed the sum of \$15.00.

Summary of Committee Action

SB 665 having been referred to a special subcommittee and notice having been posted in accordance with the House rules, a formal meeting on SB 665 was held by the special subcommittee of the Committee on Employment Practices on April 6, 1981. By a vote of 3 ayes and 0 nays, SB 665, as substituted, was reported favorably to the Employment Practices Committee.

Notice having been posted in accordance with the House rules, the subcommittee report on SB 665 was presented to a public hearing of the Employment Practices Committee on April 14, 1981. By a vote of 6 ayes and 0 nays, the subcommittee report was adopted and SB 665, as substituted, was reported out favorably with the recommendation that it be placed on the Consent Calendar.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 31, 1981

Honorable Lee F. Jackson, Chairman
Committee on Employment Practices
House of Representatives
Austin, Texas

In Re: Senate Bill No. 665,
as engrossed
By: Traeger

Sir:

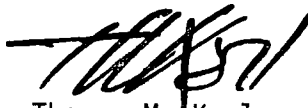
In response to your request pursuant to House Rules, Section 3.119, this office finds the fiscal implications of Senate Bill No. 665, as engrossed (relating to the collection of fees for boiler inspections) to be as follows:

The probable revenue gain from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

<u>Fiscal Year</u>	<u>Probable Revenue Gain to the General Revenue Fund</u>
1982	\$ 110,000
1983	110,000
1984	110,000
1985	110,000
1986	110,000

Similar annual revenue gain would continue as long as the provisions of the bill are in effect.

No fiscal implication or additional cost to units of local government attributable to the bill, should it be enacted, is anticipated.


Thomas M. Keel
Director

Source: Department of Labor and Standards; LBB Staff: TK, JH, PA

ADOPTED

MAY 15 1981

By Traeger

S.B. 665

Betty Munnery
Chief Clerk
House of Representatives

Substitute the following

By

Criss

C.S.S.B. No. 665

A BILL TO BE ENTITLED
AN ACT

1 relating to the collection of fees for boiler inspections and the
2 issuance of Certificates of Operation; amending Sections 5 and 11,
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4 as amended (Article 5221c, Vernon's Texas Civil Statutes).

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11 a certificate inspection file a report with the Commissioner
12 stating the condition of the boiler. The report shall also include
13 the location of the boiler, date inspected, and the name of the
14 inspector.

15 "Any boiler inspected by an authorized inspector shall be
16 exempt from other inspections and inspection fees under the
17 provisions of this Act; provided nothing in this Section shall
18 prevent the Commissioner from authorizing the inspection of any
19 boiler at any reasonable time when, in the opinion of the
20 Commissioner, such boiler may be in an unsafe condition. The
21 Commissioner shall contact the insurance company carrying insurance
22 on the boiler and request the authorized inspector to participate
23 with the Chief Inspector or Deputy Inspector to jointly inspect the
24 boiler, within twenty (20) days. No additional charge shall be
25 made for this inspection."

26 "The Commissioner is authorized to issue a Certificate of
27 Operation to the owner or user of all boilers subject to inspection

House Substitute

May 20, 1981

1 under this Act. The fee for the Certificate of Operation shall not
2 exceed the sum of fifteen dollars (\$15.00). [~~The owner or user-~~
3 ~~shall remit to the Texas Department of Labor and Standards the sum-~~
4 ~~of Five Dollars (\$5) for each Certificate of Operation to be-~~
5 ~~issued.--This fee is included in the internal and external inspec-~~
6 ~~tion fee authorized in Section 11 of this Act.~~]

7 "Every insurance company shall notify the Commissioner in
8 writing of the cancellation or expiration of every policy of
9 insurance issued by it with reference to boilers in this State,
10 [~~within twenty (20) days~~] after the expiration or cancellation of
11 said policy, giving the cause or reason for such cancellation or
12 expiration. Such notice of cancellation or expiration shall show
13 the date of the policy and the date when the cancellation or
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19 for the inspection of boilers and the issuance of Certificates of
20 Operation.

21 "Such fees must be paid by the owner or user before the
22 issuance of a Certificate of Operation for the boiler inspected.

23 "(b) The Commissioner may fix and collect fees for
24 administering examinations as provided by this Act [~~to insurance~~
25 ~~companies and boiler inspectors.~~]

26 "[~~(c) The Commissioner may fix and collect fees for the~~
27 ~~inspection and certification as provided by this Act of safety~~

1 valve repairmen or manufacturers].

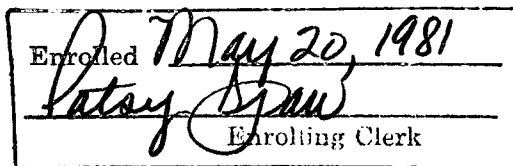
2 "(c) [~~(d)~~] With the advice of the Board of Boiler Rules,
3 the Commissioner shall fix the fees provided by the ⁱⁿ Act in amounts
4 that produce income sufficient to cover the expenses incurred in
5 the administration of this Act. Fees collected by the Commissioner
6 under the provisions of this Section of the Act shall be paid into
7 the State Treasury to the credit of the General Revenue Fund.

8 "(d) [~~(e)~~] The Commissioner may fix and collect fees for
9 special inspections as referred to in Section 6 of this Act. Such
10 fees, travel, and per diem collected under the provisions of this
11 Section of the Act shall be reappropriated to the credit of the
12 Boiler Inspection Division."

13 SECTION 3. This Act takes effect September 1, 1981.

14 SECTION 4. The importance of this legislation and the
15 crowded condition of the calendars in both houses create an
16 emergency and an imperative public necessity that the constitu-
17 tional rule requiring bills to be read on three several days in
18 each house be suspended, and this rule is hereby suspended.

19 * * * * *



S.B. No. 665

AN ACT

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"Any boiler inspected by an authorized inspector shall be exempt from other inspections and inspection fees under the provisions of this Act; provided nothing in this Section shall prevent the Commissioner from authorizing the inspection of any boiler at any reasonable time when, in the opinion of the Commissioner, such boiler may be in an unsafe condition. The Commissioner shall contact the insurance company carrying insurance on the boiler and request the authorized inspector to participate with the Chief Inspector or Deputy Inspector to jointly inspect the boiler, within twenty (20) days. No additional charge shall be made for this inspection.

1 "The Commissioner is authorized to issue a Certificate of
2 Operation to the owner or user of all boilers subject to inspection
3 under this Act. The fee for the Certificate of Operation shall not
4 exceed the sum of Fifteen Dollars (\$15). [~~The owner or user shall~~
5 ~~remit to the Texas Department of Labor and Standards the sum of~~
6 ~~Five Dollars (\$5) for each Certificate of Operation to be issued.~~
7 ~~This fee is included in the internal and external inspection fee~~
8 ~~authorized in Section 11 of this Act.~~]

9 "Every insurance company shall notify the Commissioner in
10 writing of the cancellation or expiration of every policy of
11 insurance issued by it with reference to boilers in this State,
12 [~~within twenty (20) days~~] after the expiration or cancellation of
13 said policy, giving the cause or reason for such cancellation or
14 expiration. Such notice of cancellation or expiration shall show
15 the date of the policy and the date when the cancellation or
16 expiration has or will become effective."

17 SECTION 2. Section 11, Chapter 436, Acts of the 45th
18 Legislature, Regular Session, 1937, as amended (Article 5221c,
19 Vernon's Texas Civil Statutes), is amended to read as follows:

20 "Section 11. (a) The Commissioner may fix and collect fees
21 for the inspection of boilers and the issuance of Certificates of
22 Operation.

23 "Such fees must be paid by the owner or user before the
24 issuance of a Certificate of Operation for the boiler inspected.

25 "(b) The Commissioner may fix and collect fees for
26 administering examinations as provided by this Act [~~to insurance~~
27 ~~companies and boiler inspectors.~~]

1 "~~(e)~~--The--Commissioner--may--fix--and--collect--fees--for--the
2 inspection-and-certification-as-provided--by--this--Act--of--safety
3 valve-repairmen-or-manufacturers].

4 "(c) [~~(d)~~] With the advice of the Board of Boiler Rules, the
5 Commissioner shall fix the fees provided by this Act in amounts
6 that produce income sufficient to cover the expenses incurred in
7 the administration of this Act. Fees collected by the Commissioner
8 under the provisions of this Section of the Act shall be paid into
9 the State Treasury to the credit of the General Revenue Fund.

10 "(d) [~~(e)~~] The Commissioner may fix and collect fees for
11 special inspections as referred to in Section 6 of this Act. Such
12 fees, travel, and per diem collected under the provisions of this
13 Section of the Act shall be reappropriated to the credit of the
14 Boiler Inspection Division."

15 SECTION 3. This Act takes effect September 1, 1981.

16 SECTION 4. The importance of this legislation and the
17 crowded condition of the calendars in both houses create an
18 emergency and an imperative public necessity that the
19 constitutional rule requiring bills to be read on three several
20 days in each house be suspended, and this rule is hereby suspended.

S.B. No. 665

President of the Senate

Speaker of the House

I hereby certify that S.B. No. 665 passed the Senate on March 16, 1981, by a viva-voce vote; and that the Senate concurred in House amendment on May 20, 1981, by a viva-voce vote.

Secretary of the Senate

I hereby certify that S.B. No. 665 passed the House, with amendment, on May 15, 1981, by a non-record vote.

Chief Clerk of the House

Approved:

Date

Governor

A BILL TO BE ENTITLED
AN ACT

relating to the collection of fees for boiler inspections.

FEB 19 1981

Filed with the Secretary of the Senate

FEB 23 1981

Read, referred to Committee on ECONOMIC DEVELOPMENT

MAR 9 1981

Reported favorably.

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

MAR 16 1981

Senate and Constitutional Rules to permit consideration suspended by

{ unanimous consent.

 yeas, nays.To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of yeas, nays.

MAR 16 1981

Read second time and { ordered engrossed.
passed to third reading.

Caption ordered amended to conform to body of bill.

MAR 16 1981

Senate and Constitutional 3-Day Rules suspended by vote of
28 yeas, 0 nays to place bill on third reading and final passage.

MAR 16 1981

Read third time and passed by { a viva-voce vote
 yeas, nays.

OTHER ACTION:

Betty King

Secretary of the Senate

March 16, 1981 EngrossedMarch 17, 1981 Sent to HOUSEPatsy Spaw

ENGROSSING CLERK

MAR 17 1981

Received from the Senate

MAR 19 1981

Read first time and referred to Committee on Employment Practice

4-14-81

Reported favorably Subs. amended, sent to Printer at 2:35pm APR 21 1981

APR 21 1981

Printed and Distributed 5:51pm

APR 22 1981

Sent to Committee on Calendars Consent 8:27 A.M.

MAY 15 1981

Read Second time (Subs. amended): passed to third reading (failed)by (Non-Record Vote) Record Vote of yeas, nays Present, not voting.Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of yeas nays present not voting.

MAY 15 1981

Read third time (amended); finally passed (failed) by a
(Non-Record Vote) Record Vote of yeas nays
 present not voting.

MAY 15 1981

Caption ordered amended to conform to body of bill.

MAY 18 1981

Returned to Senate.

Betty Murray
Chief Clerk of the House

MAY 18 1981

RETURNED FROM HOUSE with amendment

MAY 20 1981

Senate concurred in House amendments by viva voce vote.